

JAN 29 2004

S&H Form: PTO/SB/30 (10/03)

REQUEST FOR CONTINUED EXAMINATION (RCE)

TRANSMITTAL

(INCLUDING FILING FEE AND/OR PETITION FOR
EXTENSION OF TIME FEE)

Subsection (b) of 35 U.S.C. §132, effective May 29, 2000
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

To: **Commissioner for Patents**
Box RCE
PO Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.:1453.1001

First Named Inventor Akira SUGIYAMA

Application No. 09/377,827

Group Art Unit 2837

Filing Date August 20, 1999

Examiner M. Fletcher

CPA Filing Date

Confirmation No 8358

Title of Invention DATA PROCESSOR

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1.

Submission required under 37 C.F.R. §1.114 (Box a or b must be completed)

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other

2.

Miscellaneous

a. ☒ Suspension of action on the above-identified application is requested under 37 C.F.R. §103(c) for a period of Three-Months months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required).

b. ☐ Other

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02 FC:1460


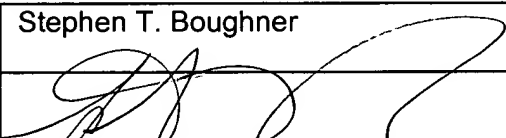
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770.00 OP

[Page 1 of 2]

		BASIC FEE		\$	770.00
Since an Official Action set an <u>original</u> due date of <u>October 29, 2003</u> , petition is hereby made for an extension of time to cover the date this RCE is filed, for which the requisite fee is enclosed (1 month (\$110); 2 months (\$420); 3 months (\$950); 4 months (\$1,480); 5 months (\$2,010)):					\$950.00
Suspension Fee (\$130.00)					\$130.00
Total of above Calculations =				\$	1,850.00
Reduction by 50% for filing by small entity (Note 37 C.F.R. 1.9, 1.27, 1.28).					
TOTAL FEES DUE =				\$	1,850.00
4. <input type="checkbox"/> Small entity status: a. <input type="checkbox"/> Verified Statement Claiming Small Entity Status. b. <input type="checkbox"/> A Verified Statement Claiming Small Entity Status was previously filed and such status is still proper and desired. c. <input type="checkbox"/> is no longer claimed. 5. <input type="checkbox"/> Other:					
6. METHOD OF PAYMENT					
<input checked="" type="checkbox"/> A check in the amount of \$ <u>\$1,850.00</u> is enclosed. <input type="checkbox"/> Charge "TOTAL FEES DUE" to Deposit Account No. 19-3935. (A duplicate copy of this form is enclosed.)					
7. GENERAL AUTHORIZATION					
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 C.F.R. 1.16 (filing fees) or 37 C.F.R. 1.17 (processing fees) during the prosecution of this application and of any related application(s) claiming benefit hereof pursuant to 35 U.S.C. §120 to maintain pendency hereof and of any such related application to: Deposit Account No. 19-3935.					
8. CORRESPONDENCE ADDRESS					
STAAS & HALSEY LLP  21171 PATENT TRADEMARK OFFICE					
9. SIGNATURE OF ATTORNEY OR AGENT REQUIRED					
NAME		Stephen T. Boughner		REGISTRATION NO.	45,317
SIGNATURE				DATE	January 29, 2004

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Docket No.: 1453.1001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Akira SUGIYAMA

Serial No. 09/377,827

Group Art Unit: 2837

Confirmation No. 8358

Filed: August 20, 1999

Examiner: M. Fletcher

For: DATA PROCESSOR

PRELIMINARY RESPONSE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This response, to the Office Action mailed July 29, 2003, is concurrently filed with an Request for Continued Examination (RCE). In addition, a Petition for a Three-Month-month extension of time, together with the requisite fee for same, is submitted herewith, thereby extending the period for response for the Office Action to January 29, 2004.

The following remarks are respectfully submitted. Reconsideration of the claims is respectfully requested.

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